



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500  
DENVER, COLORADO 80202-2466



335420

7149

FILE COPY

SF FILE NUMBER

FILE PLAN

2.0

Ref: 8HWM-ER

MEMORANDUM

TO: Diana Shannon, Chief  
Superfund Remedial Branch

FROM: John R. Giedt, Chief  
Emergency Response Branch

SUBJECT: Freedom of Information Act (FOIA) Request No.  
(8)RIN-1136-93

In response to the above mentioned FOIA, attached is the general information needed from the Emergency Response Branch.

Norvall and Tina Artemis, of my staff, have discussed this FOIA. It was determined ERB would transmit general information to be sent to the requestor. The requestor is planning a trip to Denver to review these files in the future.

If you have any questions please contact Tina at extension 7039. This will conclude our action on this FOIA.

cc: P. Casias, 8HWM  
M. Thorne, 8HWM-ER  
L. Wiley, 8OEA

89 8/5/93

93 AUG -1- PM 3:48

# Freedom of Information Act Request

U.S. DEPARTMENT OF JUSTICE  
SUPERFUND BRANCH

08-RIN-01136-93

Requestor: TIM MCGINNIS Request Date: 08/03/93  
Company: CIGNA Date Received: 08/04/93  
Fee Category: COMMERCIAL Acknowledged: 08/04/93

Subject: INFO RE: LISTED SUPERFUND SITES

Assigned To: 08-HWM

Due Date: 08/18/93

Fee Waiver Requested: NO

FIS Initials: LW

93 AUG -1- PM 1:48  
U.S. DEPARTMENT OF JUSTICE  
HAZARDOUS WASTE  
MANAGEMENT DIVISION

## SPECIAL INSTRUCTIONS:

LEAD OFFICE

FYI: RC

IF COSTS ARE EXPECTED TO EXCEED \$25.00, CONTACT REQUESTOR FOR PAYMENT COMMITMENT BEFORE PROCESSING REQUEST.

REC'D BY:

DATE

Tina

CIGNA Property and Casualty Companies

1360 Post Oak Blvd., 11th Floor  
P.O. Box 2388  
Houston, TX 77252-2388Direct Line: (713) 552-7091  
FAX Number: (713) 552-7555

Regional Environmental Specialist Office



August 3, 1993

BY FAX

Rose Bell  
Freedom of Information Officer  
Environmental Protection Agency  
One Denver Place  
999 18th St., Suite 500  
Denver, CO 80202-2405

Post-It™ brand fax transmittal memo 7571		# of pages > 2
To	Rose Bell	From
Co.	EPA	Co.
Dept.	FOIA Office	Phone #
Fax #		Fax #

RE: ASARCO

Sites: Butte Superfund (Butte, MT)  
Huddleston Superfund (Northwest, MT)

SF - Lowry Landfill Superfund (Denver, CO)

Emerg. Res. Micronutrients International Site (Tooele City, UT) - Silver

Site Emerg. Res. Mingo Smelter Site (Sandy, UT)

SF - Richardson Flats Tailings Superfund Site (Park City, UT)

SF - Summitville Mining District (Rio Grande, CO) - Sheldon

- XTRON Site (Blanding, UT)

FREEDOM OF INFORMATION ACT REQUEST

Dear Ms. Bell:

Pursuant to the Freedom of Information Act "FOIA", 5 U.S.C. § 552, I am writing to request copies of all documents concerning the above site. If it is not possible to duplicate the requested documents I would like to arrange a mutually agreeable time to come in and review the EPA files in person. The information provided should include but not be limited to the following:

1. A list of all PRP's identified in connection with this site; including De Minimis PRP's;
2. A ROD (Record of Decision), if available;
3. All documents reflecting, relating or referring to negotiations and/or agreements with ASARCO. This should include any and all Consent Decrees agreed upon;

RECEIVED

AUG 04 1993

FOIA OFFICE

(8) PIN-1136-93

FREEDOM OF INFORMATION ACT REQUEST

August 3, 1993

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4. All documents reflecting, relating or referring to the estimated or actual cost of any removal and/or remedial action taken or planned; a cost summary will suffice.
5. An extensive site history;
6. 104(e) letters to ASARCO; including, Special/General, Notice letters;
7. Responses by ASARCO to all 104(e) letters; including, Special/General, Notice letters;
8. All manifests and shipping records allegedly linking ASARCO to the sites.
9. All volumetric allocation lists based on volume of waste transported to the site;
10. The most current remedial document which gives a present site/remedial status.

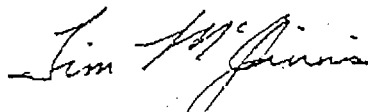
For purposes of this request, the term "document" includes, without limitation, all correspondence, memoranda, inter and intra-agency communications, minutes, reports, notes, schedules, analysis, photographs, contracts, proposals, and all other such documents tangible or retrievable of any kind.

As provided under the FOIA, I expect to receive a reply to this request within ten (10) working days. In the event a determination is made that some or all of the documents requested are exempt from disclosure under the FOIA, please identify those documents withheld and the basis for all non-exempt material to the extent that it is reasonably segregable from material claimed by the Agency to be exempt from disclosure.

To expedite this request, please contact me upon receipt of this letter, so that a mutually agreeable time to review the captioned material may be arranged. Should you need additional information in order to process this request, do not hesitate to contact me.

Thank you for your assistance.

Very truly yours,



Tim E. McGinnis  
Major Claims Regional Specialist

[1] From: NORVAL SCHOENHALS at ~r8hwm1\_1 8/19/93 8:59AM (1292 bytes: 19 ln)  
To: TINA ARTEMIS at ~r8hwm1\_2  
Subject: Re: FOIA RIN-01136-93

----- Message Contents -----

I have talked with Tim McGinnis in generalities concerning this FOIA. He plans to visit to look at the information. He would also like some advance information before visiting. He would like site history, administrative order documents, and a computer index of documents linking ASARCO to the Sites. In speaking with the Superfund Records Centers here and in Montana I find they can only supply the requested advance material for Lowry plus a Site History for Summitville. It appears that the remainder of the material is available through Emergency Response. I don't know how to respond properly to this portion of the request.

I suggest you call Tim McGinnis and then you respond to that portion of the FOIA -or- provide me with the information and response to incorporate in my response. I have no idea of how to access ER data, how to get ORC review prior to his visit, etc. We need to discuss. Thanks!

Norval

Ref: 8HWM-ER

AUG 26 1993

MEMORANDUM

TO: Diana Shannon, Chief  
Superfund Remedial Branch

FROM: John R. Giedt, Chief  
Emergency Response Branch

SUBJECT: Freedom of Information Act (FOIA) Request No. <sup>7</sup>(8)RIN-  
01136-93

In response to the above mentioned FOIA, attached is the general information needed from ~~ERB to answer this FOIA.~~

*Artemis define*  
Norvall and Tina, of my staff, have been discussing this FOIA. It was determined ERB would transmit general information to be sent to the requestor. The requestor is planning a trip to Denver to review these files in the future.

If you have any questions please contact Tina at extension 7039. This will conclude our action on this FOIA.

cc: P. Casias, 8HWM  
M. Thorne, 8HWM-ER  
L. Wiley, 80EA

FCD:August 23, 1993:ARTEMIS:ama:RIN1136.93

*8HWM-ER  
Kercher  
8/24/93*  
*8HWM-ER  
Wiley  
8/23/93*